

ASSEMBLY, No. 582

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblyman JOHN DIMAIO

District 23 (Hunterdon, Somerset and Warren)

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District 24 (Morris, Sussex and Warren)

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District 24 (Morris, Sussex and Warren)

SYNOPSIS

Prohibits DEP from imposing conditions on projects exempt from "Highlands Water Protection and Planning Act."

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



Current DEP regulations and procedures require in certain circumstances that persons apply for a determination of the applicability of the Highlands law and rules to their project, development, or activity. Even when the department has determined a project, development, or activity to be exempt from the act pursuant to the statute, it has required a deed restriction and has made its determination of exemption conditional on submission of a deed restriction to the department. This bill would prohibit the department from imposing such conditions on projects, developments, or activities statutorily exempt from the act. This bill would be retroactive to the effective date of the "Highlands Water Protection and Planning Act."